

CONGRESSIONAL RECORD SUMMARY

Tuesday, April 24, 2001

SENATE

Measures Introduced:

S. 759. A bill to amend title 4 of the United States Code to prohibit a State from imposing a discriminatory tax on income earned within such State by nonresidents of such State; to the Committee on Finance.

Smith

Pages S 3851, S 3855-6

S. 767. *A bill to extend the Brady background checks to gun shows, and for other purposes; to the Committee on the Judiciary.*

Reed

Pages S 3851, S 3861

S. 768. A bill *to amend section 8339(p) of title 5, United States Code, to clarify the method for computing certain annuities under the Civil Service Retirement System* which are based (in whole or in part) on part-time service, and for other purposes; to the Committee on Governmental Affairs.

Warner

Pages S 3851, S 3861-2

Executive Communication:

EC-1511. A communication from the Deputy Chief of the Accounting Policy Division, Common Carrier Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled *"In the Matter of Federal-State Joint Board on Universal Services; Children's Internet Protection Act"* (FCC 01-120) received on April 16, 2001; to the Committee on Commerce, Science, and Transportation.

Pages S 3848-51

Committee Meeting:

Committee on Finance: Committee continued hearings to examine prescription drug options currently available to Medicare beneficiaries and necessary reforms to expand prescription drug coverage.

Page D 342

Remarks:

Local Law Enforcement Act of 2001.

Smith

Pages S 3832-3

Tribute to Senator Alan Cranston.

"...Any summary of the Cranston record would be incomplete without also noting the following: Senator Cranston helped lead the opposition in the U.S. Senate to G. Harrold Carswell and Clement Haynsworth, both nominated by President Richard Nixon to the Supreme Court. Both nominations were defeated. When Robert Bork was nominated to the Court, it was a vote count taken by Democratic Whip Alan Cranston that first showed the nomination could be overturn. Senator Cranston skillfully used this information to persuade swing vote Senators to reject the Bork nomination. During the Carter Presidency, when Cranston had the patronage power to recommend federal judicial appointments, he instead established a bipartisan committee with the California Bar Association to assist in screening candidates based on merit. Under this system four women, four African-Americans, two Latinos and one Asian were appointed to the U.S. District Court in California..."

Durbin

Pages S 3835-6

HOUSE

Bills Introduced:

H.R. 1542. A bill to deregulate the Internet and high speed data services, and for other purposes; to the Committee on Energy and Commerce.

Tauzin

Page H 1554

H.R. 1547. A bill to establish a grant program in the Department of Defense to assist States and local governments in improving their ability to prevent and respond to domestic terrorism; to the Committee on Armed Services, and in addition to the Committees on the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Andrews

Page H 1554

H.R. 1552. A bill to extend the moratorium enacted by the Internet Tax Freedom Act through 2006, and for other purposes; to the Committee on the Judiciary.

Cox

Page H 1555

H.R. 1558. *A bill to prohibit States from denying any individual the right to register to vote for an election for Federal office, or the right to vote in an election for Federal office, on the grounds that the individual has been convicted of a Federal crime, and for other purposes; to the Committee on the Judiciary.*

Hilliard

Page H 1555

H.R. 1559. A bill to require that general Federal elections be held over the 48-hour period that begins with the first Saturday in November, to prohibit States from preventing citizens who are registered to vote from voting in Federal elections and from carrying out certain law enforcement activities which have the effect of intimidating individuals from voting, and for other purposes; to the Committee on House Administration, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Hilliard

Page H 1555

H.R. 1562. A bill to replace the Immigration and Naturalization Service with the Office of the Associate Attorney General for Immigration Affairs, the Bureau of Immigration Services, and the Bureau of Immigration Enforcement, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

Jackson-Lee

Page H 1555

Bills Introduced (Cont'd.):

H.R. 1577. A bill to ***amend title 18, United States Code***, to require Federal Prison Industries to compete for its contracts minimizing its unfair competition with non-inmate workers and the firms that employ them and increasing the likelihood that Federal agencies get the best value for taxpayers dollars, to require that Federal Prison Industries fully and timely perform its Government contracts by empowering Federal contracting officers with the contract administration tools generally available to assure full and timely performance of other Government contracts, to enhance the opportunities for effective public participation in decisions to expand the activities of Federal Prison Industries, to provide to Federal agencies temporary preferential contract award authority to ease the transition of Federal Prison Industries to obtaining inmate work opportunities through other than its mandatory source status, to provide additional work opportunities for Federal inmates by authorizing Federal Prison Industries to provide inmate workers to nonprofit entities with protections against commercial activities, and for other purposes; to the Committee on the Judiciary.

Hoekstra

Page H 1555-6

H. Con. Res. 105. Concurrent resolution expressing the sense of the Congress that the Congress should have the power to prohibit desecration of the flag of the United States; to the Committee on the Judiciary.

Stearns

Page H 15556

Reports Filed:

Reports were filed as follows:

Filed on April 20, H.R. 503, to amend title 18, United States Code, and the Uniform Code of Military Justice to protect unborn children from assault and murder, amended (House Report 107-42, Pt. 1);

Filed on April 20, H.J. Res. 41, proposing an amendment to the Constitution of the United States with respect to tax limitations, amended (House Report 107-43);

Filed on April 20, H.R. 863, to provide grants to ensure increased accountability for juvenile offenders, amended (House Report 107-46);

H. Res. 118, providing for consideration of **H.J. Res. 41**, proposing an amendment to the Constitution of the United States with respect to tax limitations (House Report 107-49); and

H. Res. 119, providing for consideration of **H.R. 503**, to amend title 18, United States Code, and the Uniform Code of Military Justice to protect unborn children from assault and murder (House Report 107-50).

Pages H1554, D 342

H. Con. Res. 83. Budget Resolution for Fiscal Year 2002:

The House disagreed with the Senate amendment to H. Con. Res. 83, establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011 and agreed to a conference.

Pages H1507-15, D 342-3

Subsequently appointed as conferees: Chairman Nussle and Representatives Nussle and Spratt.

Pages H 1515, D 343

By a yea-and-nay vote of 200 yeas to 207 nays, Roll No. 85, ***rejected the Spratt motion*** to instruct conferees to (1) increase the funding for education in the House resolution to provide for the maximum feasible funding; (2) provide that the costs of coverage for prescription drugs under Medicare not be taken from the surplus of the Federal Hospital Insurance Trust Fund; (3) increase the funding provided for Medicare prescription drug coverage to the level set by the Senate amendment; and (4) insist that the on-budget surplus set forth in the resolution for any fiscal year not be less than the surplus of the Federal Hospital Insurance Trust Fund for that fiscal year.

Pages H 1507-15, D 343

Executive Communications:

EC.-1574. *A letter from the the Chief Justice, the Supreme Court of the United States, transmitting amendments to the Federal Rules of Bankruptcy Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2075; (H. Doc. No. 107--60); to the Committee on the Judiciary and ordered to be printed.*

EC.-1575. *A letter from the Chief Justice, the Supreme Court of the United States, transmitting amendments to the Federal Rules of Civil Procedure that have been adopted by the Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 107--61); to the Committee on the Judiciary and ordered to be printed.*

Page H 1553

Committee Meetings:

Committee on Government Reform: Subcommittee on Energy Policy, Natural Resources and Regulatory Affairs held a hearing on *"Paperwork Inflation--Past Failures and Future Plans."*

Committee on Rules: Granted, by voice vote, a modified closed rule providing two hours of debate on **H.R. 503**, Unborn Victims of Violence Act of 2001. The rule provides that the amendment printed in the Rules Committee report shall be considered as adopted. The rule makes in order the amendment printed in the Congressional Record and numbered 1, if offered by Representative Lofgren of California or her designee, which shall be considered as read and shall be separately debatable for one hour equally divided and controlled by the proponent and an opponent. Finally, the rule provides one motion to recommit with or without instructions.

Committee on Rules: Granted, by voice vote, a modified closed rule providing two hours of debate on **H.J. Res. 41**, proposing an amendment to the Constitution of the United States with respect to tax limitations. The rule provides for an amendment in the nature of a substitute printed in the Congressional Record if offered by the Minority Leader or his designee, which shall be considered as read and shall be separately debatable for one hour equally divided and controlled by the proponent and an opponent. Finally, the rule provides one motion to recommit with or without instructions.

Page D 343

Committee on Transportation and Infrastructure: Subcommittee on Economic Development, Public Buildings and Emergency Management and the Subcommittee on National Security, Veteran's Affairs and International Relations of the Committee on Government Reform held a joint oversight hearing on Combating Terrorism: Options to Improve the Federal Response, focusing on the following bills: **H.R. 525**, Preparedness Against Domestic Terrorism Act of 2001; **H.R. 1158**, National Homeland Security Strategy Act; and **H.R. 1292**, Homeland Security Strategy Act of 2001.

Pages D 343-4

Committee on Ways and Means: *Subcommittee on Health held a hearing on Patient Protections in Managed Care.*

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Committee Meetings For Wednesday, April 25, 2001:

Committee on Appropriations, @ 10:00 a.m. Subcommittee on Commerce, Justice, State and Judiciary,

on Members of Congress. H-309 Capitol.

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Committee on Appropriations, @ 10:00 a.m. & 2:00 p.m. Subcommittee on Treasury, Postal Service and General Government, on U.S. Customs Service, and on Bureau of Alcohol, Tobacco, and Firearms. H-143 Capitol.

Pages D 344-5

Committee on Ways and Means, @ 10:00 a.m. To mark up H.R. 10, Comprehensive Retirement Security and Pension Reform Act of 2001. 1100 Longworth.

Page D 345

Joint Committee Meeting For Wednesday, April 25, 2001:

Conference: @ 2:30 p.m. Meeting of conferees on **H. Con. Res. 83**, establishing the congressional budget for the United States Government for fiscal year 2002, revising the congressional budget for the United States Government for fiscal year 2001, and setting forth appropriate budgetary levels for each of fiscal years 2003 through 2011. S-301, Capitol.

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Remarks:

Summary Of Lofgren-Conyers Amendment In The Nature Of A Substitute To **H.R. 503**, Motherhood Protection Act of 2001. **(Changes to title 18 mentioned)**

Lofgren

Page E 594

Sense Of Congress Resolution. (H. Con. Res. 105)

"... Supreme Court Justice John Paul Stevens claims that the act of flag-burning has nothing to do with disagreeable ideas, but rather involves conduct that diminishes the value of an important national asset. The act of flag-burning is meant to provoke and arouse, not to reason. Flag-burning is simply an act of cultural and patriotic destruction..."

Stearns

Page E 609

Holocaust Days Of Remembrance 2001.

*"... During the last Congress, I introduced H.R. 271, the Justice for Holocaust Survivors Act, [] On July 17, 2000, the United States and Germany signed an agreement to establish a German Foundation, Remembrance, Responsibility, and the Future, 'to be the exclusive forum for the resolution of all Holocaust-era personal injury, property loss, and damage claims against German banks, insurers, and companies. In return, the U.S. government promised that the Department of Justice would **urge the courts** to reject all existing and future lawsuits against German companies. However, nine months after the agreement, not one Deutsche mark has been paid to the victims and last month, **a federal judge** in New York refused to dismiss a batch of lawsuits, questioning whether the money would be there to pay the claims. That is why in the coming weeks I plan to introduce legislation to increase oversight of the Foundation, interpret the U.S.-German Agreement more clearly, and expand communication between the Administration and Congress about the status of the Foundation..."*

Slaughter

Pages E 612-13

Next SENATE MEETING: Wednesday, 9:30 a.m., April 25, 2001.

Next HOUSE MEETING: Wednesday, 10:00 a.m., April 25, 2001.

OLA: S. Schwarz (Smith), J. Homanich